



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	Board of Speech Pathology, Audiology and Hearing Aid Dispensers
MEETING DATE AND TIME:	Wednesday, January 13, 2010 at 2:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
MINUTES APPROVED	February 17, 2010

MEMBERS PRESENT

Illene Courtright, Professional Member, President
Dr. Mary Ann Connolly-Gaskin, Professional Member, Secretary
Dr. Michael Michelli, Professional Member
Regina Bilton, Professional Member
Dr. Jennifer Xenakes, Professional Member
Carol Guilbert, Public Member
Maisha Britt, Public Member

DIVISION STAFF

Eileen Heeney, Deputy Attorney General
Shauna Slaughter, Administrative Specialist II

MEMBERS ABSENT

George Christensen, Public Member

ALSO PRESENT

Merry Jones
Eric Dolinger
Juli LaBadia, Court Reporter, Wilcox & Fetzer

CALL TO ORDER

Ms. Courtright called the meeting to order at 2:04 p.m.

REVIEW OF MINUTES

The Board reviewed the minutes from the November 4, 2009 meeting. Dr. Michelli made a motion, seconded by Dr. Connolly-Gaskin, to approve the minutes as presented. Motion unanimously carried.

UNFINISHED BUSINESS

Review Strategic Plan

Ms. Slaughter asked Ms. Heeney if she added a goal to the strategic plan to review and possibly revise the Board's list of substantially related crimes. Ms. Heeney advised that she had not yet added it, but she will make sure it gets added.

JSC Progress Report

Ms. Slaughter advised the Board that there was nothing new to report at this time regarding the JSC Progress Report.

HEARINGS

Public Hearing 2:15 p.m. – Rules and Regulations

At 2:25 p.m., the Board held a public hearing for the proposed amendments to its regulations. Verbatim testimony was recorded by the court reporter. Ms. Heeney stated the reason for the hearing. The affidavits of publication from The News Journal and The Delaware State News were marked as board exhibits 1 & 2 respectively. Ms. Heeney confirmed with Ms. Slaughter that no written comment was received. The Board gave an opportunity for verbal public comment. No public comment was provided. At 2:29 p.m., the board went off the record for deliberations. The proposed changes were reviewed by the Board. The Board went back on the record at 2:32 p.m. Ms. Guilbert made a motion, seconded by Dr. Xenakes, to adopt the regulations as proposed. Motion unanimously carried. The hearing concluded at 2:33 p.m. The final order was signed by all members present.

Rule to show Cause Hearing 2:45 p.m. – Eric Dolinger

At 2:55 p.m., Ms. Heeney called the rule to show cause hearing to order for Eric Dolinger. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing letter; Board Exhibit 2 - CE log and attachments submitted by Mr. Dolinger. Ms. Heeney verified with Mr. Dolinger that he waived his right to be represented by counsel. Mr. Dolinger was sworn and presented his case to the Board. Mr. Dolinger had the following item marked as Licensee Exhibit 1 for the record – CE Certificate for 5 hours to make up for the deficiency in his 2009 post renewal audit. Mr. Dolinger answered questions asked by the Board. At 3:08 p.m., the Board went off the record for deliberations. At 3:18 p.m., the Board went back on the record. Dr. Michelli made a motion, seconded by Ms. Guilbert, that the Board impose the following sanctions: Mr. Dolinger will receive a letter of reprimand; he will automatically be selected for audit during the 2011 and 2013 post renewal audits; the 5 hours of CE taken to make up the deficiency in his 2009 post renewal audit will be accepted, but cannot be used to satisfy the CE requirement for the 2011 post-renewal audit. Motion unanimously carried. The hearing concluded at 3:20 p.m.

Rule to show Cause Hearing 3:00 p.m. – Karen Bennett

At 3:23 p.m., Ms. Heeney called the rule to show cause hearing to order for Karen Bennett. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: September 21, 2009 letter for failure to respond to audit, and December 15, 2009 notification of CE deficiency and hearing notice. Ms. Bennett was not present for the hearing. Ms. Heeney had the Board's Administrative Specialist, Shauna Slaughter, sworn. Ms. Heeney asked Ms. Slaughter to state her position and

advise the Board what method was used to mail the hearing notification to Ms. Bennett. Ms. Slaughter advised that the hearing notice was via certified mail to the address that Ms. Bennett provided when she renewed her license. Ms. Slaughter advised that she did not receive any communication back from Ms. Bennett. At 3:26 p.m., the Board went off the record for deliberations. At 3:37 p.m., the Board went back on the record. Dr. Michelli made a motion, seconded by Ms. Guilbert, to revoke Ms. Bennett's license. Motion unanimously carried. The hearing concluded at 3:38 p.m.

NEW BUSINESS

Review Permanent Speech Pathologist Applications

The Board reviewed Genevieve Kuon's application for a permanent speech pathologist license. Ms. Bilton made a motion, seconded by Ms. Guilbert, to approve the application. Motion unanimously carried.

Review Permanent HAD Applications

The Board reviewed Alan Cook's application for a permanent hearing aid dispenser license. Dr. Connolly-Gaskin made a motion, seconded by Dr. Michelli, to approve the application. Motion unanimously carried.

The Board reviewed Elizabeth Cook's application for a permanent hearing aid dispenser license. Dr. Connolly-Gaskin made a motion, seconded by Dr. Michelli, to approve the application with a letter being sent with the license to advise Ms. Cook that the license she applied for is for hearing aid dispensing only and does not cover the practice of audiology. Motion unanimously carried.

Review Temporary Speech Pathologist Application

The Board reviewed Alison Carbone's application for a temporary speech pathologist license. Dr. Michelli made a motion, seconded by Dr. Xenakes, to approve the application. Motion unanimously carried.

Review of Continuing Education Activities

Ms. Guilbert made a motion, seconded by Dr. Connolly-Gaskin, to approve or deny the following continuing education as noted:

Licensee: Mary Clare Pawluk
Sponsor: Lake Forest School District
Activity: IEP Plus Training in LFSD Schools
Contact Hours: 6 Denied – Job related, not allowed per 8.3.7 of the regulations

Licensee: Kathi Townsend
Sponsor: Brandywine School District
Activity: Basics PECS Training
Contact Hours: 13 CS

Licensee: Kathi Townsend
Sponsor: Brandywine School District
Activity: Li PS – Lindamood-Bell Training
Contact Hours: 17 CS

Licensee: Kathi Townsend
Sponsor: Brandywine School District
Activity: ABA Training: Applied Behavioral Analysis
Contact Hours: 12 CS

Licensee: Tracy Terry
Sponsor: Easter Seals
Activity: Overview and Training of Assistive Technology
Contact Hours: 1 CS

Licensee: Lynne Landrey
Sponsor: Brandywine School District
Activity: Basics PECS Training
Contact Hours: 13 CS

Licensee: Lynne Landrey
Sponsor: Brandywine School District
Activity: Li PS – Lindamood-Bell Training
Contact Hours: 17 CS

Licensee: Doreen Brown
Sponsor: Easter Seals
Activity: Overview and Training of Assistive Technology
Contact Hours: 1 CS

Sponsor: DE Developmental Disabilities Council
Activity: Life Conference XII
Contact Hours: 3 PG

Sponsor: Therapy Services of Delaware
Activity: Sensational Principles: Using Sensory Integration with Diverse Populations
Contact Hours: 6 CS

Motion unanimously carried.

Continuing Education Audit Review

The Board continued reviewing CE documentation submitted by licensees who were selected for random audit. Hearing Notices will be sent to the licensees who are deficient, to advise them they have been scheduled to appear for a rule to show cause hearing.

Election of Officers

Dr. Michelli made a motion, seconded by Dr. Xenakes, to keep the current slate of officers. Motion unanimously carried. Ms. Courtright will remain the Board President and Dr. Connolly-Gaskin will remain the Secretary.

Correspondence

The Board reviewed correspondence from Jim Morris in which he proposed that the requirements for hearing aid dispenser licensure be changed to include an option to be licensed by completion of

a training program and passing the exam. He would like for there to be another option besides having to be supervised by a licensed hearing aid dispenser. After reviewing and considering Mr. Morris' proposal, the Board did not feel that making such a change would be in the best interest of the public. The Board has no intention of changing the licensure requirements for hearing aid dispenser applicants at this time.

Other Business before the Board

There was no other business before the Board.

Public Comment

Merry Jones, a licensed SLP in Delaware advised the Board that she observed the meeting to see if she would be interested in serving as a Board member. She commended the Board for their commitment to the work they do, but stated that she did not think she would be interested in serving. The Board thanked her for attending.

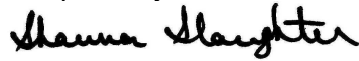
Next Scheduled Meeting

The next meeting will be held on Wednesday, February 10, 2010, at 2:00 p.m., in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

Adjournment

Dr. Connolly-Gaskin made a motion, seconded by Dr. Michelli, to adjourn. There being no further business before the Board, the meeting adjourned at 4:05 p.m.

Respectfully submitted,



Shauna Slaughter
Administrative Specialist II